

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

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**LINDA J. BLOZIS,**

**Plaintiff,**

**vs.**

**MELLON TRUST OF DELAWARE,  
NATIONAL ASSOCIATION; MELLON  
BANK, NATIONAL ASSOCIATION;  
MELLON FINANCIAL  
CORPORATION,**

**Defendants.**

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: CIVIL ACTION NO. 05-891 (SLR)  
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**DEFENDANTS' MOTION IN LIMINE TO PRECLUDE PLAINTIFF'S EXPERT  
WITNESS FROM TESTIFYING ON THE GROUNDS THAT PLAINTIFF'S EXPERT'S  
OPINION IS BASED ON UNREALISTIC ASSUMPTIONS, AND PLAINTIFF FAILED  
TO PROVIDE MANDATORY DISCLOSURES AND RELEVANT DISCOVERY**

Defendants Mellon Trust of Delaware, National Association, Mellon Bank, National Association, and Mellon Financial Corporation (collectively, "Defendants") hereby move this Court, pursuant to Fed. R. Evid. 702 and Fed. R. Civ. P. 26(a)(2), for an Order in the form attached hereto precluding Plaintiff's expert from testifying in this case. The grounds for this

motion are set forth fully in the accompanying memorandum of law dated May 22, 2006, the exhibits thereto, and upon all of the pleadings and proceedings heretofore had herein.

Respectfully submitted,

REED SMITH LLP

By: s/ Thad J. Bracegirdle

Thad J. Bracegirdle (No. 3691)  
1201 Market Street, Suite 1500  
Wilmington, DE 19801  
(302) 778-7500

Paul P. Rooney (No. 3317)  
599 Lexington Avenue, 28th Floor  
New York, NY 10022

John C. Unkovic (admitted *pro hac vice*)  
435 Sixth Avenue  
Pittsburgh, PA 15219

Stephanie Wilson (admitted *pro hac vice*)  
Princeton Forrestal Village  
136 Main Street, Suite 250  
Princeton, New Jersey 08540  
(609)-987-0050

Attorneys for Defendants, Mellon Trust of  
Delaware National Association, Mellon Bank,  
National Association, and Mellon Financial  
Corporation.

Dated: May 22, 2007

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

**LINDA J. BLOZIS,**

**Plaintiff,**

**VS.**

**MELLON TRUST OF DELAWARE,  
NATIONAL ASSOCIATION; MELLON  
BANK, NATIONAL ASSOCIATION;  
MELLON FINANCIAL  
CORPORATION,**

## Defendants.

[illegible]

**ORDER**

It is hereby ORDERED on this \_\_\_\_ day of June 2007 that the motion of Defendants Mellon Trust of Delaware, National Association, Mellon Bank, National Association, and Mellon Financial Corporation (collectively, “Defendants”) pursuant to Fed. R. Evid. 702 and Fed. R. Civ. P. 26(a)(2) to preclude Plaintiff’s expert witness, Dr. Thomas C. Borzilleri, from testifying in this case is GRANTED.

SUE L. ROBINSON, Chief District Court Judge

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

**LINDA J. BLOZIS**

**Plaintiff,**

**VS.**

**MELLON TRUST OF DELAWARE, :  
NATIONAL ASSOCIATION; MELLON :  
BANK, NATIONAL ASSOCIATION; :  
MELLON FINANCIAL :  
CORPORATION :**

**Defendant.**

[illegible]

**CIVIL ACTION NO. 05-891 (SLR)**

## CERTIFICATE OF SERVICE

I, Thad J. Bracegirdle, being a member of the Bar of this Court, do hereby certify that on May 22, 2007, I caused a true and correct copy of **DEFENDANTS' MOTION IN LIMINE TO PRECLUDE PLAINTIFF'S EXPERT WITNESS FROM TESTIFYING ON THE GROUNDS THAT PLAINTIFF'S EXPERT'S OPINION IS BASED ON UNREALISTIC ASSUMPTIONS, AND PLAINTIFF FAILED TO PROVIDE MANDATORY DISCLOSURES AND RELEVANT DISCOVERY** to be served by electronic filing with the Court upon the following counsel:

John M. LaRosa, Esq.  
Delaware Bar No. 4275  
Two East 7<sup>th</sup> Street, Suite 302  
Wilmington, DE 19801-3707  
Attorneys for Plaintiff

Thomas S. Neuberger, Esquire  
Delaware Bar No. 243  
Two East Seventh Street, Suite 302  
Wilmington, DE 19801  
Attorneys for Plaintiff

s/Thad J. Bracegirdle  
Thad J. Bracegirdle (No. 3691)